


STATE OF MICHIGAN
IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MICHIGAN

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TIMOTHY J. RYAN and
CHRISTINE A. RYAN,

Plaintiffs,

CASE NO. 1:03CV0439 

HON. David W. McKeague

v

ADELE MCGINN-LOOMIS and MARY
BENEDICT,

Defendants.

**PLAINTIFFS' AMENDMENT TO THEIR MOTION TO COMPEL THE DEPOSITIONS
OF JUDGE PATRICIA GARDNER, BARBARA INGRAM AND BEVERLY
FOUNTAIN TO INCLUDE JUDGE PATRICK HILLARY**

On January 23, 2004, the attorney for Judge Gardner and her staff sent the letter attached as **Exhibit 1** to plaintiffs' counsel stating that he also represents Judge Patrick Hillary, who apparently also spoke to both defendants during the evening hours of September 19, 2001. In this letter, Judge Hillary's attorney states that Judge Hillary is taking the same position as Judge Gardner and her staff with respect to a deposition subpoena issued to him. Accordingly, plaintiffs amend their pending motion to compel to include a request that this Court also enter an Order compelling Judge Hillary to submit to deposition. The relief sought in this amendment is supported by plaintiffs' brief in support of their motion to compel the depositions of Judge Gardner and her staff, except that it is undisputed that Judge Hillary has never presided over any proceeding involving plaintiffs.

MILLER, JOHNSON, SNELL & CUMMISKEY, P.L.C.
Attorneys for Plaintiffs

Dated: January 27, 2004

By 

James S. Brady (P11110)
Richard E. Hillary, II (P56092)

Business Address:
250 Monroe, N.W., Suite 800, P.O. Box 306
Grand Rapids, MI 49501-0306
Telephone: (616) 831-1700